

REMARKS

Status of the Claims

Claims 1-49 remain pending in the application. No amendments have been entered in this response.

Claims Rejected under 35 U.S.C. § 102(a)

Claims 1-4, 6, 15-20, 22, 31-36, 38, and 47-49 are rejected under 35 U.S.C. § 102(a) as being clearly anticipated by "Arles Image Web Page Creator" (hereinafter referred to as "Arles"). Concurrently submitted with this response is a Declaration Under 37 CFR § 1.131 made by all of the inventors, swearing behind the Arles reference. Also submitted is evidence comprising a document entitled, "Usability Report" (Exhibit A), showing that the invention was conceived and actually reduced to practice prior to the publication date of the cited reference. The pertinent dates are redacted in the enclosed copy of this document. Applicants believe that the declaration and this document make clear that all of the elements of each claim of the application were conceived and reduced to practice before the August 17, 2000 publication date of Arles. Arles is not *prima facie* prior art, since it was published less than one year before the March 20, 2001 filing date of the present application. Accordingly, in view of the enclosed declaration and evidence provided by the enclosed document, the rejection of the above claims under 35 U.S.C. 102(a) over Arles should be withdrawn.

Claims Rejected Under 35 U.S.C. § 103(a)

Claims 5, 7-9, 21, 23-25, 37, and 39-41 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Arles in view of U.S. Patent No. 6,675, 354 (Claussen et al., hereinafter referred to as "Claussen"). However, because applicants have sworn behind Arles, Arles is not available as a reference. The remaining cited art does not disclose or suggest all of the elements of the rejected claims. Therefore, *prima facie* obviousness has not been established. Accordingly, the rejection of Claims 5, 7-9, 21, 23-25, 37, and 39-41 under 35 U.S.C. 103(a) should be withdrawn.

In addition, Claims 10-13, 26-29, and 42-45 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Arles in view of U.S. Patent No. 6,684, 369 (Bernardo et al., hereinafter referred to as "Bernardo"). However, because applicants have sworn behind Arles, Arles is not available as a reference. The remaining cited art does not disclose or suggest all of the elements of the rejected ///

claims. Therefore, prima facie obviousness has not been established. Accordingly, the rejection of Claims 10-13, 26-29, and 42-45 should be withdrawn.

Claims Objected To

The Examiner has objected to Claims 14, 30, and 46 as being dependent upon a rejected base claim, but has indicated that these claims would be allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims. At this time, applicants elect not to take any such action. Since Arles is not available as a reference, it is apparent that all independent claims are patentable over the cited art.

In view of the preceding remarks and the enclosed declaration swearing behind Arles, it will be apparent that the claims in this case define a novel and non-obvious invention, and that the application is in condition for allowance and should be passed to issue without further delay. Should any further questions remain, the Examiner is invited to telephone applicant's attorney at the number listed below.

Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 10, 2004.

Date: June 10, 2004

Enclosures:

Declaration Under 37 C.F.R. § 1.131

Exhibit A

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